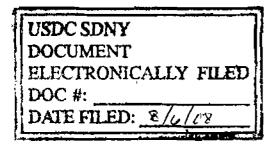
July 30, 2008





MEMO ENDORSED

MICHAEL A, CARDOZO Corporation Counsel

THE CITY OF NEW YORK LAW DEPARTMENT

100 CHURCH STREET NEW YORK, NY 10007

KATHERINE E. SMITH Assistant Corporation Counsel Tel.: (212) 513-0462 Fax. (212) 788-9776

BY FACSIMILE - I To Drangmen with the
Honorable Frank Mass This letter povides Mr. Djangmen with the
Honorable Frank Mass United States Magistrate Judge name one of the folian Loc difference on the John Local Honorable States District Court Linited States District Court And the Is detected to serve and
United States Magistrate Judge name United States District Court Accordance, he is described to serve and
Southern District of New York (1)
500 Pearl Street New York, New York 10007 Office Falcione by September 5, 2008. Occa
New York, New York 10007 Office Partitioned Jone, Rue Chile of New Count will
Re: Victor TR Diangmah v. Lt. John Doe, NYC PD 52 Pct., et al. 08 CV 4027
(PAC) (FM) he able to skue a surmous so how the
Your Honor: Dlamby can have the dashal's Service offeet
Your Honor: Plaintiff can have the djustal's Service offeet service. The plaintiff is diacled to submit the
I am an Assistant Corporation Counsel in the Special Federal Litigation Division
at the Office of the Corporation Counsel assigned to handle the defense of the above-referenced Maleuce
matter. In that capacity, I write to pursuant to the Court's Valentin Order dated May 12, 2008, to the
and to respectfully request that Your Honor compel plaintiff to provide this office with additional
identifying information so that we may ascertain the identity of the remaining "John Doe"
officers. Wither 21 days after The Summoust
Other Felcione is sent to him.
As way of background, the Court's Order directed this office to ascertain the full feller,
names of the police officers who were involved in the December 13, 2007 incident alleged by
plaintiff, and to provide plaintiff with addresses where these police officers could be served with
copy of the summons and complaint. This office requested, and was granted, sixty (60) days to

On or about July 21, 2008, plaintiff provided this office with the requested executed unsealing release. It generally takes more than thirty (30) days for us to receive the requested documents. Though this office requires more time to forward the release to the proper agencies and receive responses to our requests, we were able to obtain a computer printout of plaintiff's Arrest Report for December 13, 2007, the date of the alleged incident. The report identifies the name of the arresting officer who may have been involved in the incident alleged by plaintiff in his complaint. Upon information and belief, Police Officer Michael Falcione,

and including July 30, 2008, in which to comply with the Valentin Order so that we could forward to plaintiff for execution authorizations for the release of the underlying arrest, criminal prosecution and medical records. The Court further instructed plaintiff to provide this office

with more specific identifying information.

Shield No. 22511, can be served with a copy of the summons and complaint at the 52nd Precinct. 3016 Webster Avenue, Bronx, New York, 10467.

Additionally, plaintiff identifies a total of four "John Doe" officers from the 52nd Precinct. To date, plaintiff has failed to comply with the Court's instruction that he furnish this office with more identifying information. Absent our receipt of further documentation from the District Attorney's Office, Criminal Court or the New York City Police Department, which will take further time, and without any identifying information from plaintiff, at this time this office cannot identify any other additional officers who may have been involved in the incident alleged in plaintiff's complaint. We will promptly notify the Court and plaintiff upon receipt of further underlying arrest and prosecution documents, and if feasible, attempt to provide plaintiff with further information regarding the identity of the officers. Notwithstanding, this office respectfully requests that Your Honor compel plaintiff to provide this office with additional identifying information so that we may ascertain the identity of the remaining "John Doe" officers.

I thank Your Honor for considering the within request.

Respectfully submitted,

Katherine E. Smith

Assistant Corporation Counsel Special Federal Litigation

Victor TR Djangmah (# 2410718233) cc:

Port Isabel Detention Center 279 Buena Vista Blvd. Los Fresnos, TX 78566